



Application of:

Bechtold-Peters, K. et al

) Art Unit:

FAX RECEIVED

Serial No.

09/975,418

) Examiner:

Carlos A. Azpuru

1615

JUN 02 2003

Conf. No.

Filed

For

4479

10/11/2001 Inhalable Powder Containing Tiotropium

PITITIONS OFFICE

Docket No.

1/1149

Commissioner for Patents MAIL STOP PETITION OFFICE OF PETITIONS P. O. Box 1450

Alexandria, VA 22313-1450

PETITION TO WITHDRAW FROM ISSUE UNDER RULE 313(c)(2)

Applicants hereby petition under 37 CFR 1.313(c)(2) to withdraw the aboveidentified application from Issue for the purpose of filing a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. This RCE is being filed in order to add further claims in the application to claim additional embodiments of the invention. The RCE and Amendment papers are being filed concurrently herewith by facsimile.

The fee for this Petition is \$130.00 under 37 CFR 1.17(h). The Commissioner is hereby authorized to charge this and any other fee required for this Petition to Deposit Account No. 02-2955. Applicants also request a refund of the paid issue fee if such refund is authorized, with the funds to be credited to the above noted Deposit Account.

08/02/2003 CKHLOK

00000036 022955 09975418

FC:1460 02 FC:1601

130.00 CH 750.00 CH Respectfully submitted,

Anthony P. Bottino Reg. No. 41,629

Patent Department Boehringer Ingelheim Corp. 900 Ridgebury Road P.O. Box 368 Ridgefield, CT 06877

Tel: (203) 791-6764

Date: June 2, 2003

Certificate of Facsimile Transmission I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office at the following fax # (703) 308-6916:

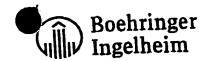
Commissioner for Patents MAIL STOP PETITION OFFICE OF PETITIONS

P. O. Box 1450

Alexandria, VA 22313-1450

on June 2, 2003

Anthony P. Bottino, Reg. No. 41,629



Telefax

United States Patent and Trademark Office Office of Petitions

Telephone: 703-305-9285

Fax: 703-308-6916

Page 1 of 17

FAX RECEIVED JUN 0 2 2003

Case No. 1/1149; US Appl. No. 09/975,418

Dear Sir or Madam:

Enclosed are a Petition to Withdraw From Issue, a Request for Continued Examination, and an Amendment for the above-identified application.

Please acknowledge safe receipt of these papers by contacting my assistant, Sandra Moline, at (203) 798-4791.

Best regards,

Anthony P. Bottino Reg. No. 41,629 Boehringer Ingelheim Pharmaceuticals Inc.

June 2, 2003

Anthony P. Bottino
Telephone 203-791-6764
Telefax 203-798-4408
E-Mail
abottino@rdg.boehringeringelhelm.com

900 Ridgebury Rd/P.O. Box 368 Ridgefield, CT 06877-0368